



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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Governor

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Water Monitoring and Standards  
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### SUSPENSION OF HARVEST FROM SHELLFISH BEDS

#### ENVIRONMENTAL PROTECTION

#### LAND USE MANAGEMENT

#### Public Notice of the Suspension of Harvest from Shellfish Beds Dangerous to Health

Pursuant to statutory authority granted the Department of Environmental Protection appearing at N.J.S.A. 13.1B and 58:24-1 et seq., and at N.J.A.C. 7:12-1.5(a) and (b), and to assure that the public health is not imperiled by the consumption of shellfish that may be subject to pollution or to any other conditions which may render shellfish dangerous to health because of degraded water quality, the Department hereby suspends harvest of all shellfish, from those State waters located in the following locations. There are approximately 150 acres within the South Shrewsbury River, Branchport Creek and Troutmans Creek, approximately 120 acres in the Navesink River, and 23 acres located in Tuckerton Creek, all previously classified as Special Restricted, specifically as described as below:

*There are approximately 120 acres of shellfish waters located in the Navesink River that will be reclassified as follows:*

***The following shellfish waters are reclassified from Special Restricted to Prohibited.***

#### ***N.J.A.C. 7:12-2.1(a) 3.vii***

*vii. [All waters west of the Highway 35 Bridge (Coopers Bridge) in Red Bank.] All waters west of a line starting from a Department maintained marker located on the northern shore of the Navesink River at coordinates latitude 40 degrees 21 minutes 31.1 seconds N., longitude 74 degrees 4 minutes 5.5 seconds W., then bearings 144 degrees T in a southeasterly direction to the Department maintained marker on the southern shore of the Navesink River near Marine Park at coordinates latitude 40 degrees 21 minutes 17.6 seconds N., longitude 74 degrees 3 minutes 53.0 seconds W., including all of Swimming River, Shadow Lake and tributaries. (See figure #1)*

*Be advised, the Special Restricted portion of the Navesink River will now be defined as:*

#### ***N.J.A.C. 7:12-3.2(a) 3***

*3. All waters of the Navesink River and tributaries west of the Oceanic Bridge and ending at [the Highway 35 Bridge (Coopers's Bridge) in Red Bank] a line starting from a Department maintained marker located on the northern shore of the Navesink River at coordinates latitude 40 degrees 21 minutes 31.1 seconds N., longitude 74 degrees 4 minutes 5.5 seconds W., then bearings 144 degrees T in a southeasterly direction to the Department*

maintained marker on the southern shore of the Navesink River near Marine Park at coordinates latitude 40 degrees 21 minutes 17.6 seconds N., longitude 74 degrees 3 minutes 53.0 seconds W..

There are approximately 150 acres of shellfish waters located in the Shrewsbury River that will be reclassified as follows:

**The following shellfish waters are reclassified from Special Restricted to Prohibited.**

**N.J.A.C. 7:12-2.1(a) 3.viii**

viii. All waters south of a line starting from a Department maintained marker located at the tip of land on the eastern shore of the river between the mouth of Manahassett Creek and the South Shrewsbury River at coordinates latitude 40 degrees 19 minutes 41.0 seconds N., longitude 73 degrees 59 minutes 45.2 seconds W, then bearing 270 degrees T west to a Department maintained marker located on the western bank of the South Shrewsbury River at coordinates latitude 40 degrees 19 minutes 41.0 seconds N., longitude 73 degrees 59 minutes 57.7 seconds W. (See figure #2)

Be advised, the Special Restricted portion of the Shrewsbury River will now be defined as:

**N.J.A.C. 7:12-3.2(a) 2.iv**

2. Shrewsbury River and Tributaries (not including the Navesink River). (Note: [A portion is] Portions are also designated as Seasonal or Prohibited. See N.J.A.C. 7:12-4 and 7:12-2.)

i – iii (No change)

iv. All waters west of a straight line connecting a Department maintained marker at coordinates latitude 40 degrees, 21 minutes, 12.9 seconds [North] N., and longitude 73 degrees, 59 minutes, 31.5 seconds [West] W., and a Department maintained marker at coordinates latitude 40 degrees, 20 minutes, 27.1 seconds [North] N., and longitude 73 degrees, 59 minutes, 4.2 seconds [West] W., excluding all waters south of a line starting from a Department maintained marker located at the tip of land on the eastern shore of the river between the mouth of Manahassett Creek and the South Shrewsbury River at coordinates latitude 40 degrees 19 minutes 41.0 seconds N., longitude 73 degrees 59 minutes 45.2 seconds W, then bearing 270 degrees T west to a Department maintained marker located on the western bank of the South Shrewsbury River at coordinates latitude 40 degrees 19 minutes 41.0 seconds N., longitude 73 degrees 59 minutes 57.7 seconds W.

There are approximately 23 acres of shellfish waters located in Tuckerton Creek that will be reclassified as follows:

**The following shellfish waters are reclassified from Special Restricted to Prohibited.**

**N.J.A.C. 7:12-2.1(a)8**

8. Tuckerton area (Note: A portion of Tuckerton Cove is designated as Seasonal. See 7:12-4. Portions of Tuckerton Creek and Tuckerton Cove are designated as Special Restricted. See 7:12-3): The waters of Tuckerton Creek and tributaries north of a line beginning at a point on the eastern bank of Tuckerton Creek just north of Bass Rd. with coordinates of latitude 39 degrees 35 minutes 14.5 seconds N., and longitude 74 degrees 20 minutes 28 seconds W., and then bearing 315 degrees T for 0.03 nautical miles to a point on the western side of Tuckerton Creek with coordinates of latitude 39 degrees 35 minutes 15.6 seconds N., and longitude 74 degrees 20 minutes 29.4 seconds W.. (See figure #3)

[8.] 9. [No Change]

[9.] 10. [No Change]

[10.] 11. [No Change]

[11.] 12. [No Change]

[12.] 13. [No Change]



[13.] 14. [No Change]  
[14.] 15. [No Change]  
[15.] 16. [No Change]  
[16.] 17. [No Change]  
[17.] 18. [No Change]  
[18.] 19. [No Change]  
[19.] 20. [No Change]  
[20.] 21. [No Change]

Be advised, the Special Restricted portion of Tuckerton Creek will now be defined as:

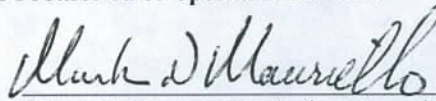
**N.J.A.C. 7:12-3.2(a) 18**

18. Tuckerton area [(Note: A portion is also designated as Seasonal. See N.J.A.C. 7:12-4): All off] (Note: Portions are also designated as Prohibited, See N.J.A.C. 7:12-2, and Seasonal, See N.J.A.C. 7:12-4): The waters of Tuckerton Cove and Tuckerton Creek and tributaries thereof [north and west of a straight line connecting the west and east banks of the cove formed by the alignment of the range (Department maintained) located] between a location on Gaunt Point that is west of Little Egg Harbor Blvd. and situated on the eastern bank of Tuckerton Cove with coordinates of latitude 39 degrees 34 minutes 41.7 seconds N., and longitude 74 degrees 19 minutes 58.8 seconds W., and then bearing 230 degrees T for 0.34 nautical miles to a point on the west bank of Tuckerton Cove [and the telephone pole (P-21377) on the east bank. When the range is aligned, the bearing it creates is approximately 049 degrees T (reciprocal 229 degrees T)] with coordinates of latitude 39 degrees 34 minutes 28.8 seconds N., and longitude 74 degrees 20 minutes 19.3 seconds W., then in a northern direction proceeding up Tuckerton Creek for 0.88 nautical miles to a point on the western shoreline with coordinates of latitude 39 degrees 35 minutes 15.6 seconds N., and longitude 74 degrees 20 minutes 29.4 seconds W., then bearing 135 T for 0.03 nautical miles to a point on the eastern bank of Tuckerton Creek just north of Bass Rd. with coordinates of latitude 39 degrees 35 minutes 14.5 seconds N., and longitude 74 degrees 20 minutes 28 seconds W., then continuing southbound along the shoreline to the point of origin and terminating.

This prohibition shall take effect immediately and continue pending the establishment by rulemaking of the appropriate classification and boundaries of the waters as Prohibited or Special Restricted.

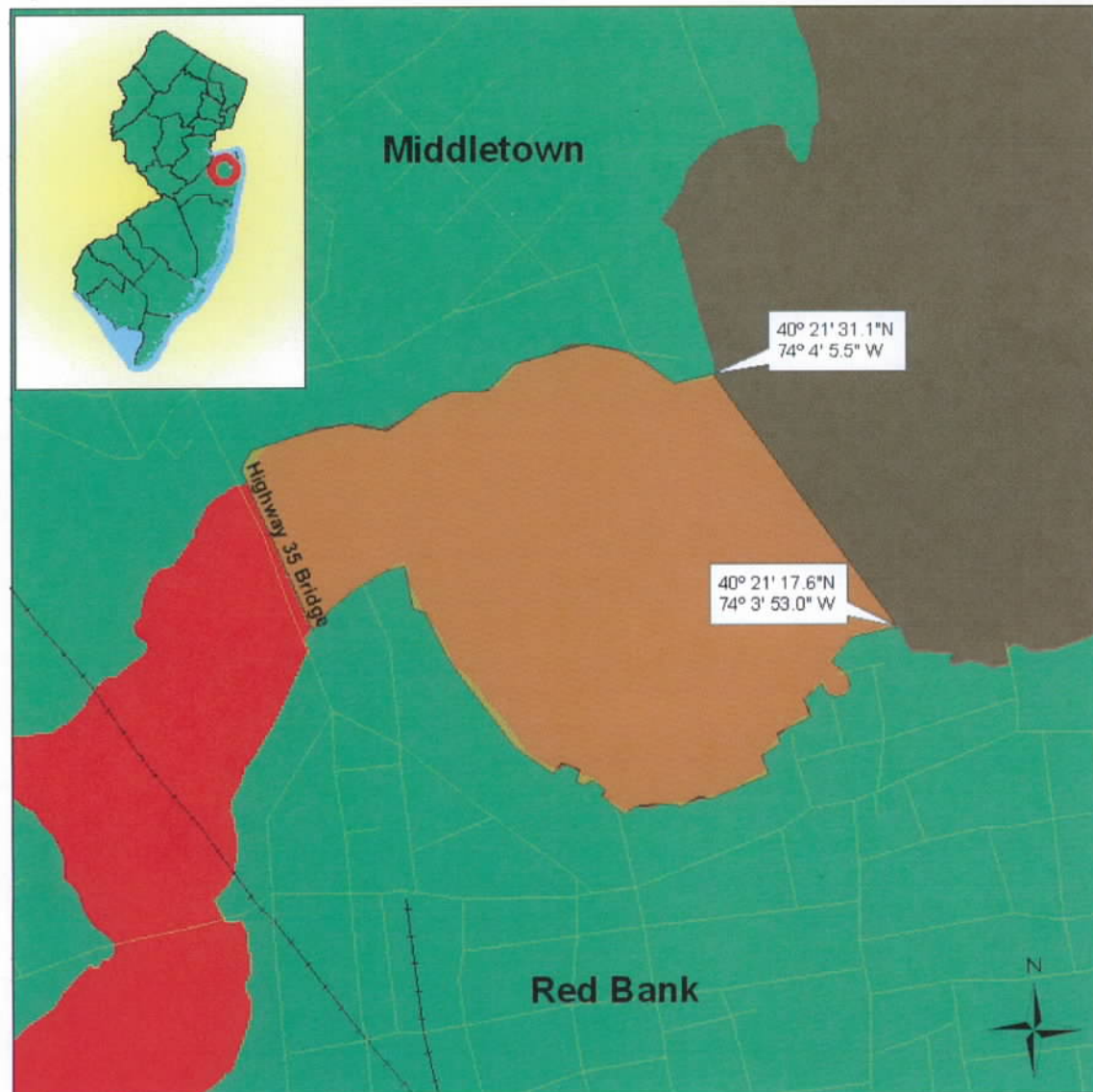
Date: \_\_\_\_\_

2/9/09



MARK N. MAURIELLO, Acting Commissioner

# **Proposed Downgrade in Navesink River Special Restricted to Prohibited (~120 acres, shown in orange)**



## **Legend**

<span style="display:inline-block; width:15px; height:15px; background-color:orange; border:1px solid black;"></span> Proposed Downgrade Area	<b>Shellfish Classification 2008</b>
<span style="display:inline-block; width:15px; height:15px; background-color:lightblue; border:1px solid black;"></span> Roads	<span style="display:inline-block; width:15px; height:15px; background-color:lightblue; border:1px solid black;"></span> Approved
<span style="display:inline-block; width:15px; height:15px; background-color:lightblue; border:1px solid black;"></span> Railroads	<span style="display:inline-block; width:15px; height:15px; background-color:purple; border:1px solid black;"></span> Seasonal (Jan-Apr)
<span style="display:inline-block; width:15px; height:15px; background-color:green; border:1px solid black;"></span> Municipalities	<span style="display:inline-block; width:15px; height:15px; background-color:yellow; border:1px solid black;"></span> Seasonal (Nov-Apr)
	<span style="display:inline-block; width:15px; height:15px; background-color:brown; border:1px solid black;"></span> Special Restricted
	<span style="display:inline-block; width:15px; height:15px; background-color:red; border:1px solid black;"></span> Prohibited

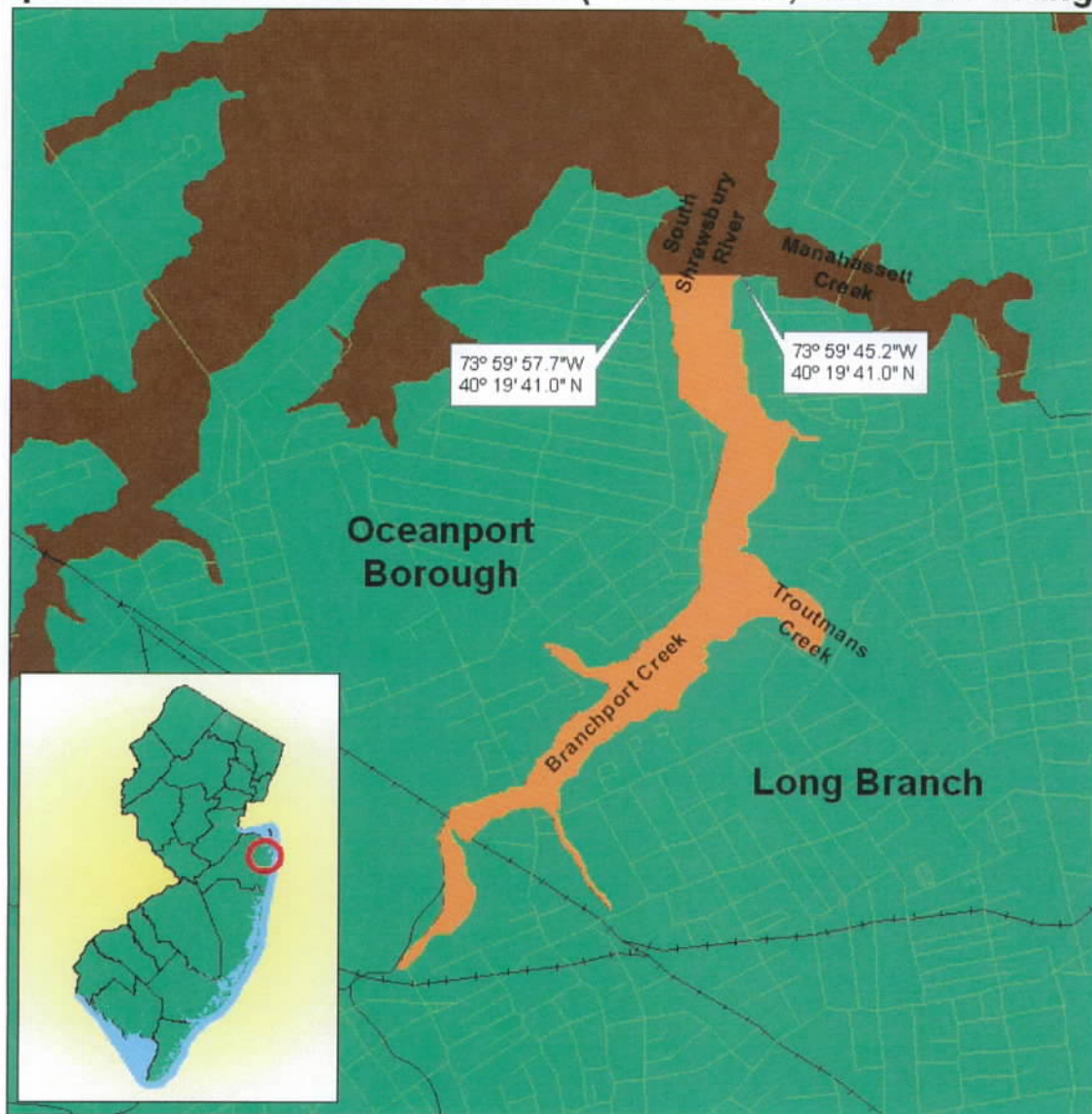


NJDEP  
Water Monitoring & Standards  
Bureau of Marine Water Monitoring

FIGURE #1: Downgrade of 120 acres of Shellfish waters in the Navesink River from Special Restricted to Prohibited.



**Proposed Downgrade in the Shrewsbury River  
Special Restricted to Prohibited (~150 acres, shown in Orange)**



**Legend**

- Downgrade (Special Restricted to Prohibited)
- Roads
- Railroads
- Municipalities

**Shellfish Classification 2007**

- Approved
- Seasonal (Nov-Apr)
- Seasonal (Jan-Apr)
- Special Restricted
- Prohibited

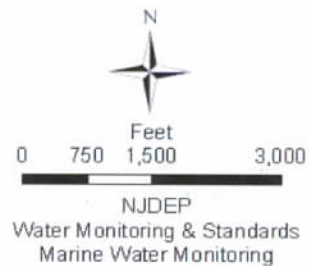


FIGURE #2: Downgrade of 150 acres of Shellfish waters in the Shrewsbury River from Special Restricted to Prohibited.

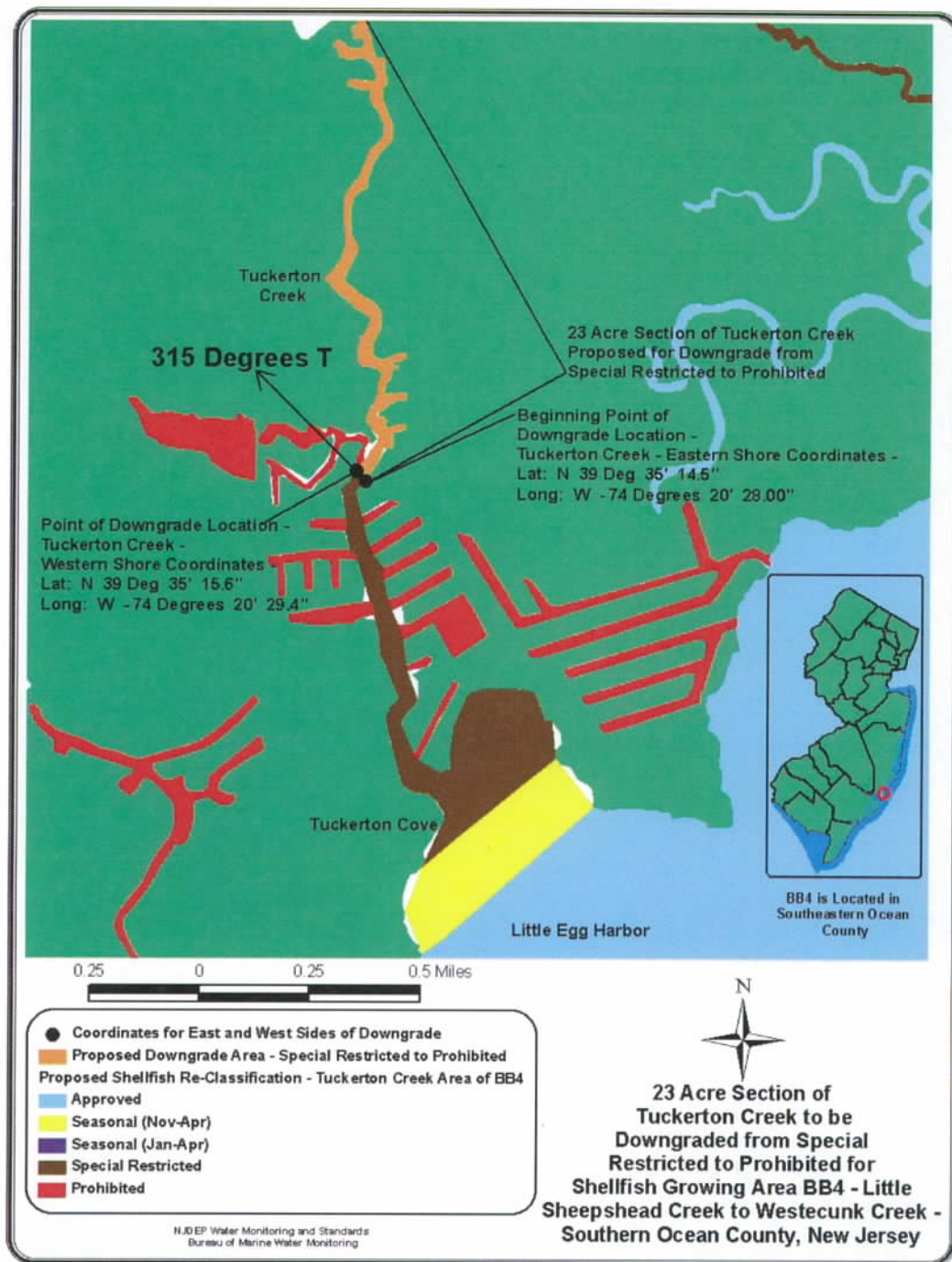


FIGURE #3: Downgrade for 23 acres of Shellfish waters in Tuckerton Creek from Special Restricted to Prohibited.